



AF/2622
TPW

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**IN RE APPLICATION OF
FOR**

SERIAL NO.
FILED
GROUP ART UNIT
CONFIRMATION NO.
EXAMINER
LAST OFFICE ACTION
ATTORNEY DOCKET NO.

Andrew D. Simchik et al.
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February 2, 2000
2622
6586
Joseph R. Pokrzywa
June 24, 2005
99486-US-CIP
XERZ 2 00531-3

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Applicant hereby appeals to the Board from a decision of the primary Examiner mailed **June 24, 2005** finally rejecting claims 8-12 and 27-31. A Pre-Appeal Brief Request for Review, Notice of Appeal and Request for One-Month Extension of Time are being filed herewith.

Certificate of Mailing

Under 37 C.F.R. § 1.8, I certify that this Notice of Appeal and accompanying document(s) are being
 deposited with the United States Postal Service as First Class mail, addressed to Mail Stop AF,
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
 transmitted via facsimile in accordance with 37 C.F.R. § 1.8 on the date indicated below.
 deposited with the United States Postal Service "Express Mail Post Office to Addressee" service
under 37 C.F.R. 1.10 on the date indicated below and is addressed to Mail Stop AF,
Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 only.

Signature

Date 10-24-05 Printed Name Karen M. Forsyth

The items checked below are appropriate:

1. STATUS OF APPLICANT

This application is on behalf of other than a small entity.

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. 1.17(b) the fee for filing the Notice of Appeal is:

other than a small entity \$500.00

3. EXTENSION OF TERM

Applicants' Request for a One-Month Extension of Time (including payment instructions for the Request) is attached hereto.

4. TOTAL FEES DUE

The total fee due is:

Notice of Appeal Fee: \$500.00

Extension of Time Fee: \$120.00

(see attached Request for
One-Month Extension of Time)

5. FEE PAYMENT

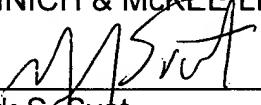
The fee for the Notice of Appeal is authorized to be charged to Deposit Account No. 24-0037 as indicated above.

As indicated in the attached Request for a One-Month Extension of Time, Applicants have authorized the Commission to charge the applicable extension fees to a credit card.

If any additional fees are required, this is a request therefor, and authorization to charge Deposit Account No. 24-0037.

Respectfully submitted,

FAY, SHARPE, FAGAN,
MINNICH & MCKEE LLP



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